

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

GRANT PRIDECO, INC., REEDHYCALOG
UK, LTD., REEDHYCALOG, LP,
NATIONAL OILWELL VARCO, LP,

Plaintiffs/Counter-Defendants,

v.

Civil Action No. 4:23-cv-00730

SCHLUMBERGER TECHNOLOGY
CORP., SMITH INTERNATIONAL, INC.,
ULTERRA DRILLING TECHNOLOGIES,
L.P., ROCKBIT INTERNATIONAL
SUBSIDIARIES, LLC, VAREL
INTERNATIONAL ENERGY SERVICES,
INC., and VAREL INTERNATIONAL
INDUSTRIES, L.P.,

Defendants/Counter-Plaintiffs.

**PLAINTIFFS GRANT PRIDECO, INC.,
REEDHYCALOG UK, LTD., REEDHYCALOG, LP, AND
NATIONAL OILWELL VARCO, L.P.'S INITIAL DISCLOSURES**

Plaintiffs Grant Prideco, Inc., Reedhycalog Uk, Ltd., Reedhycalog, LP, and National Oilwell Varco, L.P.'S (collectively, "NOV") hereby make the following disclosures under Rule 26(a)(1) of the Federal Rules of Civil Procedure.

INTRODUCTION

These disclosures are made subject to Plaintiffs' Motion to Remand and are made without prejudice to Plaintiffs' position that this case should be remanded.

These disclosures are based upon information reasonably available to NOV as of the date they were prepared. NOV's investigation of the facts, documents, and witnesses relevant to the case is ongoing. NOV reserves the right to clarify, alter, amend, modify, or supplement the

information contained in these initial disclosures if it should appear at any time that omissions or errors have been made, or if NOV obtains additional or more accurate information. *See* Fed. R. Civ. P. 26(e).

By making these disclosures, NOV does not represent that they are identifying every document, item of electronically stored information, tangible thing, or witness that might be relevant or have relevant information to the claims, defenses, and counterclaims asserted in this action. Rather, NOV's disclosures represent a good-faith effort to identify information NOV reasonably believes, at this early stage in the action, to be discoverable information that may support its counterclaims or defenses.

These initial disclosures do not constitute a waiver of any objection NOV may have, now or in the future, to any discovery in this action. NOV reserves any and all objections that it had, has, or may ever have, including, but not limited to, objections based upon attorney-client privilege, work-product immunity, any other applicable privilege or immunity under federal or state law, relevance, competency, hearsay, immateriality, overbreadth, and undue burden or harassment. NOV also reserves the right to object on any and all proper grounds to any other discovery request or proceeding involving or relating to the subject matter of these disclosures consistent with the Court's Local Rules and the Federal Rules of Civil Procedure.

NOV reserves the right to call as witnesses other individuals in addition to those identified herein, and to identify additional documents, electronically stored information, and/or tangible things, if they discover that such individuals have or might have knowledge of matters relevant to this action. NOV also reserve the right to identify or call expert witnesses in accordance with Federal Rule of Civil Procedure 26(a)(2), and any future scheduling order that may be entered in this action.

DISCLOSURES**I. FRCP 26(a)(1)(A)(i): Individuals Likely to Have Discoverable Information that NOV May Use to Support Their Claims and Defenses**

NOV is in the process of discovery and investigation with regard to individuals who may have information NOV may use to support their claims and defenses in this case and, based on information currently available, identify the following:

Name	Address/Telephone	Subjects of Discoverable Information
Doug Grijalva	Harry Susman Susman Godfrey 1000 Louisiana, Suite 5100 Houston, TX 77002 (713) 651-7366	Administration of the License Agreements.
Phillip Choyce	Independence Contract Drilling, Inc. 20475 TX-249 #300 Houston, TX 77070	Negotiation of the License Agreements and underlying litigation. Former General Counsel of Grant Prideco.
Steve Barton	Harry Susman Susman Godfrey 1000 Louisiana, Suite 5100 Houston, TX 77002 (713) 651-7366	Administration of the License Agreements
Tom Roberts	Harry Susman Susman Godfrey 1000 Louisiana, Suite 5100 Houston, TX 77002 (713) 651-7366	Development of the underlying technology
James Jorgensen	Honeywell Process Solutions 2101 Citywest Blvd. Houston, Tx 77024	Involved in the underlying litigation on behalf of NOV
Danny Williams	Unknown	Involved in the underlying litigation on behalf of NOV

Name	Address/Telephone	Subjects of Discoverable Information
Victor Segura	VH Segura Law Firm PLLC 5554 South Peek Rd. PMB 15 Katy, TX 77450 (832) 790-0773	Prosecution of US Patents # 8721752 & 8910730.
Pierre Campanac	Unknown	Prosecution of US Patents # 8721752 & 8910730.
Ray Waters	Harry Susman Susman Godfrey 1000 Louisiana, Suite 5100 Houston, TX 77002 (713) 651-7366	Administration of the License Agreements
Ryan Halversen	Price Waterhouse Cooper 2020 Main Street Ste 400 Irvine, CA 92614 (714) 655-6753	Course of dealing regarding royalty bearing products
Jeff Leedom	Price Waterhouse Cooper 2020 Main Street Ste 400 Irvine, CA 92614 (714) 417-1357	Course of dealing regarding royalty bearing products
Bruce Orr	Grant Thornton 10 S Almaden Blvd Ste 800 San Jose, CA 95113 (832) 487-1430	Course of dealing regarding royalty bearing products
John Michael Fuller	Unknown	Inventor of Patent US #8,721,752
Douglas Caraway	Gregg LoCascio Kirkland & Ellis 1301 Pennsylvania Av., N.W. Washington, D.C. 20004	Inventor of Patent US #8,721,752
Graham Richard Watson	Graham.watson@gadrilling.com GA Drilling Bristol, U.K.	Inventor of Patent US #8,721,752
Nigel Dennis Griffin	Unknown	Inventor of Patent US #7,568,534

Name	Address/Telephone	Subjects of Discoverable Information
Peter Raymond Hughes	Living in Glos, U.K.	Inventor of Patent US #7,568,534
Andrew Bell	Oerlikon Metco (US) Inc. Details unknown	Inventor of Patent US #7,568,534

NOV reserves its right to supplement this list as additional witnesses are identified. *See* Fed. R. Civ. P. 26(e). NOV also reserves the right to disclose any of the following as an individual likely to have discoverable information relevant to the claims and defenses of NOV in this action:

1. Any witness necessary for impeachment or rebuttal;
2. Any witness necessary to authenticate any document or lay a foundation; and
3. Any witness disclosed by any other party in this action.

NOV also reserves the right to obtain discovery from or call as a witness at trial in support of their claims or defenses any witness identified in any other party's Rule 26(a)(1) disclosure.

It is likely that there are additional persons having discoverable information. NOV anticipates that the identities of such persons will become known during the discovery phase of this action, as additional facts become known to NOV, and as the relevance of known facts is ascertained.

NOV's identification of any individual or entity in these Disclosures is without waiver of NOV's right under appropriate circumstances to move to quash, or to seek a protective order against, any deposition of such individual or entity.

II. FRCP 26(a)(1)(A)(ii): Description by Category and Location of Documents, Electronically Stored Information, and Tangible Things that NOV May Use to Support Its Claims and Defenses

NOV discloses the following "description by category and location" of documents, electronically stored information ("ESI"), and tangible things in NOV's possession, custody, or

control which may be used to support NOV's claims and defenses in this case, as required by Rule 26(a)(1)(A)(ii). Documents will be produced in accordance with the discovery schedule set by the Court, the Local Rules, and the Federal Rules of Civil Procedure. NOV is in the process of identifying and classifying all such documents and things, and reserve their right to supplement as additional documents and things are identified:

Category	Location
The agreements between NOV and the Defendants	ECF, attached to Motion to Remand
Documents in NOV's possession regarding the negotiation of the License Agreements and subsequent performance under the Agreement.	NOV's offices.
Documents produced by third-parties in this litigation	N/A
Documents that may be used in depositions, motions, pleadings, or other filings in this litigation	N/A
Documents reviewed or relied upon by expert witnesses of any party	N/A
Other documents that may be discovered in this litigation	N/A

III. FRCP 26(a)(1)(A)(iii): Description of Categories of Damages Sought and Computation of Any Category of Economic Damages Claimed by the Disclosing Party

With regard to Defendants Ulterra and Varel, NOV seeks as damages unpaid royalties based on the Net Price of Licensed Drill Bits invoiced on a worldwide basis to a third-party customer from October 21, 2021 to the date of judgment. With regard to Defendant Smith, NOV seeks as damages unpaid royalties based on the Net Price of Licensed Drill Bits and Licensed Mills invoiced on a worldwide basis to a third-party customer from October 21, 2021 to March 28, 2022. With regard to Defendant Schlumberger, NOV seeks as damages arising from the sell of unlicensed downhole tools with Leached Cutters, including without limitation Schlumberger's Rotary Steerable Tool, in an amount equal to 70% of the gross margin of such sales. NOV cannot

quantity the amount of these damages until NOV obtains discovery about Defendants' sales of the underlying products. NOV request that the Court award them costs of court, attorneys' fees, and such other and further relief to which NOV may be entitled in law or in equity. At this point in the action, NOV cannot estimate the amount of such costs of court, attorneys' fees, or other relief.

IV. FRCP 26(a)(1)(A)(iv): Insurance Agreements Covering Liability

None.

Dated: May 31, 2023

Of counsel

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Respectfully Submitted,

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing instrument has been served on all counsel of record via this Court's ECF System on this 31st day of May, 2023.

/s/ Kevin Leyendecker
Kevin Leyendecker